



**NOTICE OF ALLOWANCE DATED 9/29/05 AND ISSUE FEE(S) DUE**  
**ISSUE CONFIRMATION NUMBER 8799**  
**SERIAL NO. 08/479,997**

Attorney Docket No.: Enz-5(D6)(C2)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: Dean L. Engelhardt et al.

Serial No.: 08/479,997

Group Art Unit: 1631

Filed: June 7, 1995

Supervisory Patent Examiner:  
Ardin H. Marschel, Ph.D

For: **OLIGO- OR POLYNUCLEOTIDES COMPRISING  
PHOSPHATE MOIETY LABELED NUCLEOTIDES**

Confirmation No.:

***CERTIFICATE OF FACSIMILE TRANSMISSION***

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

I hereby certify that the attached correspondence (total of 12 pages including this sheet) comprising:  
Communication (To Transmit Issue Fee Papers And Issue Fee Authorization) With Duplicate Copy  
And  
Return Of Form PTOL-85 (Rev. 07/05) & Exhibit 1 Cover (With 2 Sheets)  
was sent to the United States Patent and Trademark Office by telefax to (571) 273-2885.

Respectfully submitted,

Date: October 10, 2005

Ronald C. Fedus, Reg. No. 32,567  
Natalie Bogdanos, Reg. No. 51,480  
Attorneys for Applicants  
Enzo Life Sciences, Inc.  
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**Enz-5(D6)(C2)**

OCT. 10. 2005 6:23PM

ENZO BIOCHEM

NO. 6823 P. 5



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Applicant(s):	Engelhardt et al.	)	
Serial No.:	08/479,997	)	Group Art Unit: 1631
Filed:	June 7, 1995	)	Supervisory Patent Examiner:
For:	OLIGO- OR POLYNUCLEOTIDES COMPRISING	)	Ardin H. Marschel, Ph.D.
	PHOSPHATE MOIETY LABELED NUCLEOTIDES	)	

527 Madison Avenue (9<sup>th</sup> Fl)  
New York, NY 10022-4304  
October 10, 2005

**FILED VIA FACSIMILE TRANSMISSION**  
**TO: (571) 273-2885**

Mail Stop -- ISSUE FEE  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

**COMMUNICATION**  
**(TO TRANSMIT ISSUE FEE PAPERS AND ISSUE FEE AUTHORIZATION)**

Dear Sirs:

Payment of Base Issue Fee is made by the return herewith of Form  
PTOL-85 (Rev. 07/05), authorizing payment of the necessary fees from  
Deposit Account No. 05-1135.

Enz-5(D6)(C2)

Dean L. Engelhardt et al.

Serial No.: 08/479,997

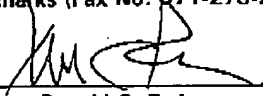
Filed: June 7, 1995

Page 2 [Communication To Transmit Notice of Allowance Papers  
And To Authorize Issue Fee Payment -- October 10, 2005]

## CERTIFICATE OF TRANSMISSION

I hereby certify that this paper (Communication (To Transmit Issue Fee Papers And Issue Fee Authorization) (along with any documents referred to as attached or enclosed) is being facsimile transmitted to the United States Patent and Trademarks (Fax No. 571-273-2885) on October 10, 2005.

OCT 10 2005  
Date

  
Ronald C. Fedus  
Reg. No. 32,567

A duplicate copy of this paper is attached.

Although authorization is made in the accompanying papers to charge the requisite issue fee of \$120.00 to Deposit Account No. 05-1135, Applicants respectfully point out that a previous issue fee (\$1,280.00) was authorized on December 19, 2002 in this application. A copy of Part B - Fee(s) Transmittal dated December 19, 2002 accompanies this paper as Exhibit 1. The application was subsequently withdrawn from issue on May 16, 2003. Also accompanying this paper as Exhibit 1 is a copy of the May 16, 2003 Notice Of Withdrawal From Issue Under 37 CFR 1.313(b) signed by the Director of Technology Center 1600.

Applicants' undersigned attorney does not believe that a credit for the previously authorized \$1,280.00 issue fee was ever made to Deposit Account 05-1135, or that a refund for the \$1,280.00 issue fee was ever requested. Therefore, if no credit or refund was ever made, it is respectfully requested that an adjustment be made by charging Deposit Account No. 05-1135 for the requisite \$120.00 issue fee herewith, while crediting or refunding the previously authorized \$1,280.00

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Filed: June 7, 1995

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And To Authorize Issue Fee Payment -- October 10, 2005]

issue fee to Deposit Account No. 05-1135. If any other adjustments are required in order to resolve the matter of the two issue fees in this application, authorization is also hereby made to charge or credit such adjustments to Deposit Account No. 05-1135.

Should there be any question(s) in connection with this Communication, the attached papers, or the previously authorized \$1,280.00 issue fee, Applicants' undersigned attorney requests that he be contacted at the number provided below.

Thank you.

Respectfully submitted,



Ronald C. Fedus

Registration No. 32,567

Natalie Bogdanos

Registration No. 51,480

Attorney for Applicants

ENZO LIFE SCIENCES, INC.  
c/o ENZO BIOCHEM, INC.  
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New York, NY 10022-4304  
Telephone: (212) 583-0100  
Facsimile: (212) 583-0150

Accompanying enclosures (4 Sheets including Exhibit 1 (2 Sheets))

Enz-5(D6)(C2)

Dean L. Engelhardt et al.

Serial No.: 08/479,997

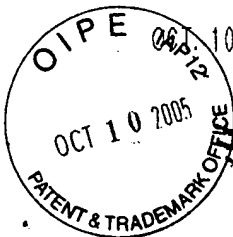
Filed: June 7, 1995

Exhibit 1 [Communication To Transmit Notice of Allowance Papers  
And To Authorize Issue Fee Payment -- October 10, 2005]



# EXHIBIT 1

Enz-5(D6)(C2)



10. 2005 6:25PM

ENZO BIOCHEM

NO. 6823 P. 12



UNITED STATES  
PATENT AND  
TRADEMARK OFFICE

Commissioner for Patents  
Washington, DC 20231  
[www.uspto.gov](http://www.uspto.gov)

MAY 16 2003

In re Application of

Serial No.08/479,997

Filed:06/07/1995

For: OLIGO- OR POLYDEOXYRIBONUCLEOTIDE  
AND OLIGO - OR POLYNUCLEOTIDES COMPRISING ET.

NOTICE OF WITHDRAWAL  
FROM ISSUE  
UNDER 37 CFR 1.313(b)

The above-identified application is withdrawn from issue after payment of the issue fee due to unpatentability of one or more claims. See 37 CFR 1.313(b)(3).

The above-identified application is hereby withdrawn from issue.

The issue fee is refundable upon written request. If, however, the application is again found allowable, the issue fee can be applied toward payment of the issue fee in the amount identified on the new Notice of Allowance and Issue Fee Due upon written request. This request and any balance due must be received on or before the due date noted in the new Notice of Allowance in order to prevent abandonment of the application.

Telephone inquiries should be directed to Gary Benzion at 703-308-1119.

The above-identified application is being forwarded to the examiner for prompt appropriate action, including notifying applicant of the new status of this application.

John J. Doll  
Director, Technology Center 1600